

**ORDINANCE 2012- 21**  
**AN ORDINANCE REGARDING MEDICAL INSURANCE**  
**FOR RETIRED COUNTY EMPLOYEES**

**WHEREAS**, Section 31.07 of the Code of Ordinances of Warrick County, Indiana provides the qualifications and requirements for a retiree employee to obtain continuing health insurance under Warrick County's Health Insurance Program.

**WHEREAS**, the Board of Commissioners of Warrick County, Indiana desire to repeal and amend Subsection (F) of Section 31.07 of the Code of Ordinances of Warrick County for the purpose of the amending the qualification age for retirement status as it relates to retiree health insurance eligibility.

**WHEREAS**, the Board of Commissioners of Warrick County, Indiana desire to create additional subsections, herein identified as (N) and (O) and reassign subsection letters and amend current subsections (N) and (O) (changed by this Ordinance to "(O)" and "(P)" respectively) of Section 31.07 of the Code of Ordinances of Warrick County, for the purpose of allowing qualifying retirees and their spouses the opportunity to elect to defer the initiation and extension of retiree coverage under health insurance policies which are in effect under Warrick County's Health Insurance Program after a defined period of time.

**WHEREAS**, the Board of Commissioners of Warrick County, Indiana desire to create an additional subsection, herein identified as (R) of Section 31.07 of the Code of Ordinances of Warrick County, for the purpose of updating the Code to show for the existence of the Warrick County Human Resources Director position.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Commissioners of Warrick County, Indiana, as follows:

1. Section 31.07 of the Code of Ordinances of Warrick County is hereby amended as follows:
  - a. Subsection (F) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety and amended to read as follows:

“(F) A person is qualified for retirement status under subsections (A) through (E) of this Section if, on the date of retirement, such person is at least fifty-five (55) years of age, is not eligible for Medicare, and is an active, full-time employee of the County as of the date of said retirement.

A person is qualified for retirement status under subsections (A) through (E) of this Section if, on the date of retirement, such person is at least fifty (50) years of age, is not eligible for

Medicare, and is an active, full-time law enforcement merit employee of the County as of the date of said retirement.”

2. Section 31.07 of the Code of Ordinances of Warrick County is hereby amended as follows:

- a. Subsection (N) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety, reassigned subsection letter “(O)” and amended to read as follows:

“(O) A retiree, who otherwise is qualified for and has obtained retirement status, shall be ineligible for continued coverage under this Ordinance if, after retirement from the County, such person obtains employment through an employer that provides group health insurance. This section does not apply to retirees who qualify for and make the written notice of election to defer retiree coverage under Subsection (N) of this Section.”

- b. Subsection (O) of Section 31.07 of the Code of Ordinances of Warrick County is repealed in its entirety, reassigned subsection letter “(P)” and amended to read as follows:

“(P) Any retiree who shall hereafter terminate his insurance coverage with the County for whatever reason including, but not limited to, obtaining group health insurance with a subsequent employer, shall thereafter be forever ineligible to return to Warrick County’s Health Insurance Program as provided in this Section. Deferred retiree coverage, for the purposes of this Subsection shall not be considered as a “termination” of insurance coverage.”

3. Section 31.07 of the Code of Ordinances of Warrick County is hereby amended by the addition of subsections (N), (Q) and (R) as follows:

- a. Subsection (N) is hereby created and added to Section 31.07 of the Code of Ordinances of Warrick County and shall read as follows:

“(N) Deferred Retiree Coverage: A person, who has qualified for and obtained retirement status for service rendered to the county for a minimum of thirty (30) years and who meets the qualification requirements established under Subsection (F) of this Section shall be entitled to elect to defer the initiation and extension of retiree coverage under health insurance policies which are in effect under Warrick County’s Health Insurance Program. Said election to initiate and extend coverage must be made no later than ten (10) years after the date of said person’s retirement.



A person who meets the requirements set forth under this Subsection shall notify the Warrick County Human Resources Director, or Warrick County Auditor in the event the Human Resources Director position is no longer in existence, of their reservation of their right to elect to defer the initiation and extension of retiree coverage under health insurance policies which are in effect under the Warrick County Health Insurance Program. Said notice shall be in writing, signed by the person and submitted to the Warrick County Human Resources Director, or Warrick County Auditor in the event the Human Resources Director position is no longer in existence, within thirty (30) days of receiving notice of their qualified status under Subsection (L) of this Section. Said notice, upon receipt, shall be recorded by the Warrick County Official receiving the same and a copy shall be placed in the person's personnel file and retained for no less than eleven (11) years after the date of the person's retirement.

For any person who is qualified for the deferred retiree coverage under this section that retires after the adoption of this Ordinance through on or before September 30, 2012 shall notify the Warrick County Auditor in the event the Human Resources Director position is no longer in existence, of their election to defer the initiation and extension of coverage under this Subsection within ten (10) days of their retirement date."

- b. Subsection (Q) is hereby created and added to Section 31.07 of the Code of Ordinances of Warrick County and shall read as follows:

"(Q) A retiree who qualifies for and makes the written notice of election to defer retiree coverage under subsection (N) of this Section who then initiates and extends insurance coverage under Warrick County's Health Insurance Program within the time allowed herein and thereafter terminates coverage for any reason whatsoever or is determined to be ineligible to participate in said Program after the initiation and extension of said insurance coverage shall thereafter be forever ineligible to return to Warrick County's Health Insurance Program."

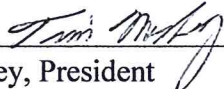
- c. Subsection (R) is hereby created and added to Section 31.07 of the Code of Ordinances of Warrick County and shall read as follows:

“(R) The term “Warrick County Auditor” as identified under Subsections (K) and (L) shall mean the Warrick County Human Resources Director so long as said position is in existence at the time of the prospective retiree’s retirement date.”

4. All other provisions of Section 31.07 of the Code of Ordinances of Warrick County shall remain in full force and effect.
5. This Ordinance shall be in full force and effect subsequent to passage and immediately following approval of the Stop-Loss Carrier of Warrick County.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF  
WARRICK COUNTY, STATE OF INDIANA THIS 15<sup>TH</sup> DAY OF JUNE,  
2012.**


BOARD OF COMMISSIONERS OF  
WARRICK COUNTY, INDIANA

  
\_\_\_\_\_  
Tim Mosbey, President

  
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Don Williams, Vice President

  
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Marlin Weisheit, Commissioner

ATTEST:

  
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L.B. Dugan, Auditor  
Warrick County, Indiana